

**House File 203 - Introduced**

HOUSE FILE 203

BY MURPHY

**A BILL FOR**

1 An Act concerning school district funding for certain  
2 programmatic costs of instruction of children requiring  
3 special education and including effective date and  
4 retroactive applicability provisions.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 256B.9, subsection 7, Code 2013, is  
2 amended to read as follows:

3 7. a. The costs of special education instructional programs  
4 include the costs of purchase of transportation equipment  
5 to meet the special needs of children requiring special  
6 education with the approval of the director of the department  
7 of education.

8 b. The department of education shall administer the costs of  
9 special education instructional programs when contracted with a  
10 private agency that provides residential treatment services to  
11 meet the special needs of children requiring special education,  
12 which costs include costs of general administration, health  
13 service, attendance officers, plant operation, and plant  
14 maintenance; regular and special instructional costs; overhead  
15 costs; and the costs of purchase of equipment, transportation,  
16 and insurance.

17 c. The state board of education shall adopt rules under  
18 chapter 17A ~~for the purchase of transportation equipment~~  
19 ~~pursuant to~~ administer this section.

20 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of  
21 immediate importance, takes effect upon enactment.

22 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies  
23 retroactively to July 1, 2012.

24 EXPLANATION

25 This bill directs the department of education to administer  
26 the costs of special education instructional programs when  
27 contracted with a private agency that provides residential  
28 treatment services to meet the special needs of children  
29 requiring special education. Such costs include costs of  
30 general administration, health service, attendance officers,  
31 plant operation, and plant maintenance; regular and special  
32 instructional costs; overhead costs; and the costs of purchase  
33 of equipment, transportation, and insurance.

34 The bill takes effect upon enactment and applies  
35 retroactively to July 1, 2012.